

### **REMARKS**

This Application has been carefully reviewed in light of the Office Action mailed January 21, 2004. Claims 1-20 are pending. Claims 1, 2, 5-9, and 12-20 stand rejected and Claims 3, 4, 10, and 11 are objected to. Claims 1, 8, and 15 have been amended. Applicants submit that no new matter has been added by these amendments. Applicants respectfully request reconsideration and favorable action in this case.

#### **Section 102 Rejections**

The Examiner rejects Claims 1-2, 8-9, and 15-16 under 35 U.S.C. §102(e) as being anticipated by Sugar, et al. (U.S. 2002/0061031) ("*Sugar*"). Applicants have amended Claims 1 and 8 such that it now incorporates limitations from Claim 3 and 10, respectively, which the Examiner indicated would be allowed if rewritten in independent form. Office Action, page 7. Accordingly, Applicants respectfully request allowance of Claims 1 and 8 and their respective dependents. Amended Independent Claim 15 and its dependent 16 are allowable for analogous reasons.

#### **Section 103 Rejections**

The Examiner rejected Claims 5-7, 12-14, and 17-20 under 35 U.S.C. § 103(a) as being unpatentable over *Sugar*. As discussed above, Independent Claims 1, 8, and 15 are allowable, from which Claims 5-7, 12-14, and 17-20 depend. Thus, Applicants respectfully request that these rejections be withdrawn.

#### **New Claims**

Claims 21 and 22 have been added. Applicants submit that the cited art fails to teach the limitation "wherein the data transceiver and the telephony transceiver are operable to simultaneously transmit signals" that is recited by Claims 21 and 22. Such a capability allows, in some embodiments, for increased bandwidth. Applicants submit that *Sugar*, in contrast, discloses a system that synchronizes data and voice signals such that data signals are prevented

from being transmitted during the transmission of voice signals. Page 11, Paragraph 0129. In particular, the multi-protocol wireless communication device 12 uses a network arbitration table for arbitrating the transmission of information of different data types (e.g., voice, computer data), as a result data transmission is inhibited during voice transmission. *Id.* Thus, these claims are also allowable. Favorable action is requested.

**CONCLUSION**

For the foregoing reasons and for reasons clearly apparent, Applicants respectfully request allowance of all pending claims.

If the Examiner feels that a telephone conference or an interview would advance prosecution of this Application in any manner, the undersigned attorney for Applicants stands ready to conduct such a conference at the convenience of the Examiner.

The Commissioner is hereby authorized to charge any additional fees or credit any overpayments to Deposit Account No. 19-2179 of Siemens Information & Communications Products, L.L.C.

Date: May 13, 2004

Respectfully requested,

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